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7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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10 DONALD EUGENE CAVNESS, P38865,)
11 Plaintiff(s),) No. C 17-0811 CRB (PR)
12 vs.) ORDER OF DISMISSAL
13 H. L. BLUM, et al.,)
14 Defendant(s).)
15 _____)

16 Plaintiff, a prisoner at San Quentin State Prison, has filed a pro se
17 complaint under 42 U.S.C. § 1983 seeking \$100,000,000 from California
18 Department of Public Health Registrar H. L. Blum and former United States
19 Secretary of the Treasury Jacob Lew. But the complaint is incomprehensible; at
20 best, it appears that plaintiff takes issue with his birth certificate because it
21 somehow associates him, an “American National of the Moorish Nation,” with a
22 “‘Public Office’ in the United States Treasury Department of Health Vital
23 Records, Internal Revenue Service and U.S. Department of Commerce by virtue
24 of Certificate of Live Birth, State of California Certification of Vital Record.”
25 Compl. (ECF No. 1) at 4.

26 Plaintiff’s incomprehensible complaint is DISMISSED as frivolous under
27 the authority of 28 U.S.C. § 1915A(b) because it is without an arguable basis in
28 law. See Jackson v. Arizona, 885 F.2d 639, 641 (9th Cir. 1989). There is no

1 indication whatsoever that a right secured by the Constitution or laws of the
2 United States was violated by a person acting under the color of state law. See
3 West v. Atkins, 487 U.S. 42, 48 (1988).

4 The clerk shall terminate all pending motions as moot and close the file.

5 SO ORDERED.

6 DATED: May 9, 2017

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8 CHARLES R. BREYER
9 United States District Judge
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